



1746

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission	12	Application Number	09/656,777
Filing Date	September 7, 2000	First Named Inventor	Junji Kuyama
Group Art Unit	1746	Examiner Name	Monique M. Wills
		Attorney Docket Number	09792909-0409

ENCLOSURES (check all that apply)

- Transmitted herewith is Response to Notice of Non-Compliant Amendment.
- The fee has been calculated as shown below:

(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3)	(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEE
TOTAL CLAIMS	12	-	20	0	<input type="checkbox"/> x \$9.00 <input type="checkbox"/> x \$18.00	\$0
INDEPENDENT CLAIMS	2	-	3	0	<input type="checkbox"/> x \$42.00 <input type="checkbox"/> x \$86.00	\$0
	APPLICATION AMENDED TO CONTAIN ANY MULTIPLE DEPENDENT CLAIMS NOT PREVIOUSLY PAID FOR.			<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	<input type="checkbox"/> x \$140.00 <input type="checkbox"/> x \$280.00 ONE TIME	\$0
					TOTAL ADDITIONAL FEE FOR THIS AMENDMENT	\$0

- Applicant petitions the Commissioner for Patents to extend the time for responding to the Office Action dated _____ by _____ month(s) for a fee of \$_____ so that the period for response is extended to _____ under 37 C.F.R. § 1.321.
- The amount of \$_____ for the Terminal Disclaimer under 37 C.F.R. § 1.321 is included in the enclosed check.
- The amount of \$_____ for the Amendment under 37 C.F.R. § 1.312(b) is included in the enclosed check.
- The enclosed credit card payment form to charge the amount of \$_____ covers the extension fee.
- The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to Account No. 19-3140. A duplicate of this sheet is enclosed.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

14. Customer No. 26263

Dated: February 2, 2004

David Rozenblat, (Registration No. 47,044)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Dated: February 2, 2004

Roxanne M. Swartz



Attorney Docket No. 09792909-0409

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Junji Kuyama et al.

Application No. 09/656,777

Filed: September 7, 2000

For: Positive Electrode Active Material for a
Non-Aqueous Electrolyte Cell and Non-
Aqueous Electrolyte Cell Using the
Same

) Group Art Unit: 1746

) Examiner: Monique M. Wills

)
I hereby certify that this document is being deposited
with the United States Postal Service as first class mail
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P.O. Box 1450, Alexandria, VA 22313-1450 on
February 2, 2004.


Roxanne M. Swartz

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Dear Sir:

This Response is submitted in response to the Notice of Non-Compliant Amendment mailed January 20, 2004. Applicants respectfully requests amendment of the patent application, and reconsideration and allowance of the pending claims.